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TOANION			Application Number		09/707,738	
TRANSMITTAL			Filing Date		November 6, 2000	
FORM			First Named Inventor		Sette, Alessandro	
(to be used for all correspondence after initial filing)			Art Unit		1644	
		Examiner Name		DeCloux, Amy M.		
Total Number of Pages in This Submission		Attorney Docket Number		018623-006250US		
ENCLOSURES (Check all that apply)						
Fee Transmittal Form	☐ Drawing(s)			After Allowance Communication to Group		
Fee Attached	e Attached Licens		ng-related Papers		Appeal Communication to Board of Appeals and Interferences	
Amendment/Reply	Amendment/Reply Petition		1		Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)	
After Final	· · · · · · · · · · · · · · · · · · ·		n to Convert to a onal Application		Proprietary Information	
Affidavits/declaration(s)	 -	of Attorney, Revocation e of Correspondence Address		Status Letter		
Extension of Time Request	X Termina	al Discla	imer	<u> </u>	Enclosure(s) e identify below):	
Express Abandonment Request			lest for Refund Number of CD(s)		Return Postcard	
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Certified Copy of Priority Document(s)	Remarks The Commissioner is Account 20-1430.			authorized to	charge any additional fees to Deposit	
Response to Missing Parts/ Incomplete Application]			
Response to Missing Parts under 37 CFR 1.52 or 1.53						
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT						
Firm Townsend and Crew LLP						
Individual Matthew E. Hinsch Reg. No. 47,651						
Signature						
Date July 1, 2003						
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<u>PATENT</u>

P.O. Box 1450

Alexandria, VA 22313-1450

TOWNSEND and TOWNSEND and CREW LIB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

SETTE et al.

Application No.: 09/707,738

Filed: November 6, 2000

For: INDUCTION OF IMMUNE RESPONSE AGAINST DESIRED

DETERMINANTS

Examiner:

DeCloux, Amy M.

Art Unit:

1644

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Commissioner for Patents Alexandria, VA 22313-1450

Sir:

Petitioner, Epimmune Inc., is the owner of 100 percent interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,413,935. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is

SETTE ET AL.

PATENT

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Date: May 13, 2003

Robert Chesnut

Executive Vice President, R & D

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